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## DECLARATION AND POWER OF ATTORNEY

As a below named inventors, we hereby declare:

Our residences, post office addresses and citizenship are as stated below next to our names,

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled Method For Transforming Amycolatopsis SP DSM 9991 and DSM 9992, the specification of which,

☐ is attached hereto

☒ was filed on MARCH 10, 2004 as application Serial No. 10/796,306.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above, and

We acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

### Prior Foreign Applications

We hereby claim priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below, the disclosure of which is herein incorporated by reference. We have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is based.

Country	Application Number	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Under 35 U.S.C. §119
WO	PCT/EP02/09619	29/08/2002		Yes
DE	101 44 308.0	10/09/2001		Yes

### Power of Attorney

We hereby appoint all of the attorneys associated with U.S. Patent and Trademark Office Customer No. 001609 of the firm of ROYLANCE, ABRAMS, BERDO & GOODMAN, L.L.P. as our attorneys or agents with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Correspondence and telephone calls are to be directed to:

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We hereby declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature Jürgen Rabenhorst Date March 4, 2004

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Signature Dr. Sandra Achterholt Date 9 March '04

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